

AUTO CR - LOG SUMMARY #1050685

TYPE: INFO

Incident Finding / Overall Case Finding

| Description of Incident | Finding | Entered By | Entered Date |
|-------------------------|---------|------------|--------------|
| (None Entered) | | | |

Reporting Party Information

| Role | Name | Star No. | Emp No. | UOA / UOD | Position | Sex | Race | Address | Phone |
|-------------------------------------|------------|----------|---------|-----------|----------|-----|------|------------|-------|
| NON-CPD Reporting Party Third Party | [REDACTED] | | | | | F | WHI | [REDACTED] | |

Incident Information

| Incident From Date/Time | Address of Incident | Beat | Dist. Of Occurrence | Location Code | Location Description |
|---------------------------------------|---------------------|------|---------------------|---------------|----------------------|
| 14-FEB-2010 05:45 - 14-FEB-2010 05:45 | [REDACTED] | 022 | 010 | 304 - STREET | |

Accused Members

| Role | Name | Star No. | Emp No. | UOA / UOD | Position | Status | Initial / Intake Allegation |
|----------------------|------------------|----------|------------|-----------|-------------------------|---------|---|
| CPD Employee Accused | MAHER, RICHARD | | [REDACTED] | 315 / | SERGEANT OF POLICE | ON Duty | The reporting party representing the victim [REDACTED] stated that his client was approached by two unknown offenders who had demanded that he empty his pockets and then beat him until he was unconscious. The reporting party alleges that the accused falsely arrested [REDACTED] and charged him with attempted robbery on behalf of the offenders who had left him paralyzed him the neck down. |
| CPD Employee Accused | MEDINA, PETER | 20711 | [REDACTED] | 010 / | PO AS DETECTIVE ON Duty | | The reporting party representing the victim [REDACTED] stated that his client was approached by two unknown offenders who had demanded that he empty his pockets and then beat him until he was unconscious. The reporting party alleges that the accused falsely arrested [REDACTED] and charged him with attempted robbery on behalf of the offenders who had left him paralyzed him the neck down. |
| CPD Employee Accused | BAUTISTA, MIGUEL | 5521 | [REDACTED] | 010 / | POLICE OFFICER | ON Duty | The reporting party representing the victim [REDACTED] stated that his client was approached by two unknown offenders who had demanded that he empty his pockets and then beat him until he was unconscious. The reporting party alleges that the accused falsely arrested [REDACTED] and charged him with attempted robbery on behalf of the offenders who had left him paralyzed him the neck down. |

Other Involved Parties

| Role | Name | Star No. | Emp No. | UOA / UOD | Position | Sex | Race | Address | Phone |
|------------------------|------------|----------|---------|-----------|----------|-----|------|------------|-------|
| NON-CPD Victim/Subject | [REDACTED] | | | | | M | BLK | [REDACTED] | |

Involved Party Associations

| Role | Rep. Party Name | Related Person | Relationship |
|-----------------------------|-----------------|------------------|-----------------|
| Reporting Party Third Party | [REDACTED] | BAUTISTA, MIGUEL | NO RELATIONSHIP |
| Reporting Party Third Party | [REDACTED] | MAHER, RICHARD | NO RELATIONSHIP |
| Reporting Party Third Party | [REDACTED] | MEDINA, PETER | NO RELATIONSHIP |
| Reporting Party Third Party | [REDACTED] | | OTHER |

Incident Details

| | | | |
|--------------------------------|---------|------------------------------|-----|
| CR Required? | | Manner Incident Received? | PAX |
| Confidential? | | Biased Language? | N |
| Extraordinary Occurrence? | N | Bias Based Profiling? | N |
| Police Shooting (U)? | N | Alcohol Related? | N |
| Non Disciplinary Intervention: | N | Pursuit Related? | N |
| Initial Assignment: | IAD | Violence in Workplace? | N |
| Notify IAD Immediately? | N | Domestic Violence? | N |
| EEO Complaint No.: | | | |
| Civil Suit No.: | 11C6623 | Civil Suit Settled Date: | |
| Notify Chief Administator? | N | Notify Chief? | |
| Notify Coordinator? | | Notification Does Not Apply? | Y |
| Notification Other? | N | | |
| Notification Comments: | | | |

Incident Category List

| Incident Category | Primary? | Initial? |
|--|----------|----------|
| 03D - GROUP 03 - IMPROPER SEARCH ILLEGAL ARREST / FALSE ARREST | Y | Y |
| 03D - GROUP 03 - IMPROPER SEARCH ILLEGAL ARREST / FALSE ARREST | | N |

Investigator History

| Investigator | Type | Assigned Team | Assigned Date | Scheduled End Date | Investigation End Date | No. of Days |
|-----------------------|------------|-------------------------------|---------------|--------------------|------------------------|-------------|
| RAMIREZ, ELIZABETH | Primary | GENERAL INVESTIGATION SECTION | 20-DEC-2011 | 19-JAN-2012 | 20-DEC-2011 | 0 |
| TALIAFERRO, CHRISTOPH | Primary | GENERAL INVESTIGATION SECTION | 20-DEC-2011 | 18-FEB-2012 | 08-FEB-2012 | 50 |
| PIONKE, JOSEPH | Supervisor | GENERAL INVESTIGATION SECTION | 20-DEC-2011 | 19-JAN-2012 | 08-FEB-2012 | |

Extension History

| Name | Previous Scheduled End Date | Extended Scheduled End Date | Date Certified Letter Sent | Reason Selected | Explanation | Extension Report Date | Approved By | Approved Date | Approval Comments |
|-----------------------|-----------------------------|-----------------------------|----------------------------|------------------|---------------------------------|-----------------------|----------------|---------------|-------------------|
| TALIAFERRO, CHRISTOPH | 19-JAN-2012 | 18-FEB-2012 | | OTHER (DESCRIBE) | awaiting response from attorney | 18-JAN-2012 | PIONKE, JOSEPH | 19-JAN-2012 | ok |

Current Allegations

| Accused Name | Seq. No. | Allegation | Category | Subcategory | Finding |
|------------------|----------|---|--------------------------------|-------------------------------|--------------|
| BAUTISTA, MIGUEL | 1 | The Complainant, [REDACTED] alleges that on 14 February 2010, at approximately 1745 hours, at [REDACTED] falsely arrested the victim [REDACTED] | 003 GROUP 03 - IMPROPER SEARCH | ILLEGAL ARREST / FALSE ARREST | NO AFFIDAVIT |
| MAHER, RICHARD | 1 | The Complainant, [REDACTED] alleges that on 14 February 2010, at approximately 1745 hours, at [REDACTED] falsely arrested the victim [REDACTED] | 003 GROUP 03 - IMPROPER SEARCH | ILLEGAL ARREST / FALSE ARREST | NO AFFIDAVIT |
| MEDINA, PETER | 1 | The Complainant, [REDACTED] alleges that on 14 February 2010, at approximately 1745 hours, at [REDACTED] falsely arrested the victim [REDACTED] | 003 GROUP 03 - IMPROPER SEARCH | ILLEGAL ARREST / FALSE ARREST | NO AFFIDAVIT |

Situations (Allegation Details)

| Accused Name | Alleg. No. | Situation | Victim/Offender Armed? | Weapon Types | Weapon Other | Weapon Recovered? | Deceased? |
|--------------|------------|-----------|------------------------|--------------|--------------|-------------------|-----------|
|--------------|------------|-----------|------------------------|--------------|--------------|-------------------|-----------|

Status History

| Resulting Status | Status Date/Time | Created By | Position | UOA / UOD | Comments |
|------------------------------|-------------------|-----------------------|--------------------|-----------|----------|
| CLOSED/NO CONVERSION | 09-FEB-2012 07:58 | PIONKE, JOSEPH | SERGEANT OF POLICE | 121 / | |
| PENDING LIEUTENANT REVIEW | 09-FEB-2012 07:56 | PIONKE, JOSEPH | SERGEANT OF POLICE | 121 / | |
| PENDING INVESTIGATIVE REVIEW | 08-FEB-2012 11:01 | TALIAFERRO, CHRISTOPH | POLICE OFFICER | 121 / | |

Status History

| Resulting Status | Status Date/Time | Created By | Position | UOA / UOD | Comments |
|-----------------------------|-------------------|---------------------|----------------------|-----------|-------------------|
| PENDING INVESTIGATION | 20-DEC-2011 07:45 | ASSAF, MAJED | SERGEANT OF POLICE | 121 / | Assigned in error |
| PENDING INVESTIGATION | 20-DEC-2011 07:28 | ASSAF, MAJED | SERGEANT OF POLICE | 121 / | |
| PENDING ASSIGN INVESTIGATOR | 19-DEC-2011 02:18 | DUNN, BRENDA | SERGEANT OF POLICE | 121 / | |
| PENDING APPROVE TEAM | 16-DEC-2011 07:58 | DEL RIVERO, MINERVA | POLICE OFFICER | 121 / | |
| PENDING ASSIGN TEAM | 15-DEC-2011 02:26 | QUERFURTH, PATRICK | SUPERVISING INV COPA | 113 / | |
| PENDING SUPERVISOR REVIEW | 15-DEC-2011 02:16 | TOPPINS, YOLANDA | INTAKE AIDE | 113 / | |
| PRELIMINARY | 15-DEC-2011 08:36 | QUERFURTH, PATRICK | SUPERVISING INV COPA | 113 / | check |
| PENDING SUPERVISOR REVIEW | 15-DEC-2011 08:17 | TOPPINS, YOLANDA | INTAKE AIDE | 113 / | |
| PRELIMINARY | 14-DEC-2011 11:15 | TOPPINS, YOLANDA | INTAKE AIDE | 113 / | |

Attachments

| No. | Type | Related Person | No. of Pages | Narrative | Original In File | Entered By | Entered Date/Time | Status | Approve Content | Approve Inclusion |
|-----|-----------------------------|----------------|--------------|------------------------|------------------|-----------------------|-------------------|----------|-----------------|-------------------|
| 1 | INVESTIGATION | | | | | PIONKE, JOSEPH | 20-DEC-2011 07:44 | | | |
| 1 | FACE SHEET | | | | | TOPPINS, YOLANDA | 14-DEC-2011 11:15 | | | |
| 2 | CONFLICT CERTIFICATION | | | | | TALIAFERRO, CHRISTOPH | 23-DEC-2011 07:15 | | | |
| 3 | DOCUMENTS - INVESTIGATION | | 1 | No Cooperation | Y | TALIAFERRO, CHRISTOPH | 02-FEB-2012 09:30 | APPROVED | | |
| 4 | DOCUMENTS - INTAKE INCIDENT | | 1 | CIVIL SUIT | N | TOPPINS, YOLANDA | 14-DEC-2011 12:58 | APPROVED | | |
| 5 | DOCUMENTS - INTAKE INCIDENT | | 5 | | N | DEL RIVERO, MINERVA | 16-DEC-2011 07:58 | APPROVED | | |
| 6 | DOCUMENTS - INVESTIGATION | | 2 | Certified Letter | Y | TALIAFERRO, CHRISTOPH | 23-DEC-2011 07:47 | APPROVED | | |
| 7 | DOCUMENTS - INVESTIGATION | | 1 | Certified Mail Receipt | Y | TALIAFERRO, CHRISTOPH | 02-FEB-2012 09:49 | APPROVED | | |
| 8 | DOCUMENTS - INVESTIGATION | | 1 | | Y | TALIAFERRO, CHRISTOPH | 02-FEB-2012 09:50 | APPROVED | | |
| 9 | DOCUMENTS - INVESTIGATION | | 9 | | Y | TALIAFERRO, CHRISTOPH | 02-FEB-2012 09:51 | APPROVED | | |
| 10 | DOCUMENTS - INVESTIGATION | | 1 | | Y | TALIAFERRO, CHRISTOPH | 02-FEB-2012 09:51 | APPROVED | | |
| 11 | DOCUMENTS - INVESTIGATION | | 11 | | N | TALIAFERRO, CHRISTOPH | 02-FEB-2012 09:52 | APPROVED | | |
| | DOCUMENTS - INVESTIGATION | | 4 | Closing Package | Y | TALIAFERRO, CHRISTOPH | 08-FEB-2012 10:59 | APPROVED | | |

Review Incident

| Review Type | Accused/Involved Member Name | Result Type | Reviewed By | Position | Unit | Review Date | Remarks |
|-------------------|------------------------------|-------------|----------------|--------------------|------|-------------------|---------|
| LIEUTENANT REVIEW | | SUBMITTED | PIONKE, JOSEPH | SERGEANT OF POLICE | 022 | 09-FEB-2012 07:58 | |
| SERGEANT REVIEW | | SUBMITTED | PIONKE, JOSEPH | SERGEANT OF POLICE | 022 | 09-FEB-2012 07:56 | |

Review Accused

| Review Type | Accused/Involved Member Name | Result Type | Reviewed By | Position | Unit | Review Date | Remarks |
|-------------|------------------------------|-------------|-------------|----------|------|-------------|---------|
| | | | | | | | |

Accused Finding History

| Accused | Allegation | Reviewed By | Reviewed Date/Time | CCR? | Concur? | Finding | Finding Comments |
|------------------|---|-----------------------|--------------------|------|---------|--------------|------------------|
| BAUTISTA, MIGUEL | 1. The Complainant, [REDACTED] alleges that on 14 February... | TALIAFERRO, CHRISTOPH | 08-FEB-2012 11:01 | | | NO AFFIDAVIT | |
| MEDINA, PETER | 1. The Complainant, [REDACTED] alleges that on 14 February... | TALIAFERRO, CHRISTOPH | 08-FEB-2012 11:01 | | | NO AFFIDAVIT | |
| MAHER, RICHARD | 1. The Complainant, [REDACTED] alleges that on 14 February... | TALIAFERRO, CHRISTOPH | 08-FEB-2012 11:01 | | | NO AFFIDAVIT | |

Accused Finding History

Accused Penalty History

| Accused | Reviewed By | Reviewed Date/Time | CCR? | Concur? | Penalty | Penalty Comments |
|---------|-------------|--------------------|------|---------|---------|------------------|
|---------|-------------|--------------------|------|---------|---------|------------------|

Findings

| Accused Name | Allegations | Category | Concur? | Findings | Comments |
|------------------|--|--------------------------------|---------|--------------|----------|
| BAUTISTA, MIGUEL | The Complainant, [REDACTED] alleges that on 14 February 2010, at approximately 1745 hours, at [REDACTED] the accused officer falsely arrested the victim [REDACTED] | 003 GROUP 03 - IMPROPER SEARCH | | NO AFFIDAVIT | |
| MAHER, RICHARD | The Complainant, [REDACTED], alleges that on 14 February 2010, at approximately 1745 hours, at [REDACTED] the accused officer falsely arrested the victim [REDACTED] | 003 GROUP 03 - IMPROPER SEARCH | | NO AFFIDAVIT | |
| MEDINA, PETER | The Complainant, [REDACTED] alleges that on 14 February 2010, at approximately 1745 hours, at [REDACTED] the accused officer falsely arrested the victim [REDACTED] | 003 GROUP 03 - IMPROPER SEARCH | | NO AFFIDAVIT | |

FACE SHEET (Notification Date: 14-DEC-2011) - LOG #1050685

TYPE: INFO

Reporting Party Information

| Role | Name | Star No. | Emp No. | UOA / UOD | Position | Sex | Race | Address | Phone |
|--|------------|----------|---------|-----------|----------|-----|------|------------|-------|
| NON-CPD Reporting Party Third Party | [REDACTED] | | | | | | | [REDACTED] | |

Incident Information

| Incident From Date/Time | Address of Incident | Beat | Dist. Of Occurrence | Location Code | Location Description |
|---------------------------------------|---------------------|------|---------------------|---------------|----------------------|
| 14-FEB-2010 05:45 - 14-FEB-2010 05:45 | [REDACTED] | 1022 | 010 | 304 - STREET | |

Accused Members

| Role | Name | Star No. | Emp No. | UOA / UOD | Position | Status | Initial / Intake Allegation |
|-------------------------|------------------|----------|------------|-----------|--------------------|----------|---|
| CPD Employee Accused | MAHER, RICHARD | | [REDACTED] | 315 / | SERGEANT OF POLICE | OFF Duty | The reporting party representing the victim [REDACTED] stated that his client was approached by two unknown offenders who had demanded that he empty his pockets and then beat him until he was unconscious. The reporting party alleges that the accused falsely arrested [REDACTED] and charged him with attempted robbery on behalf of the offenders who had left him paralyzed him the neck down. |
| CPD Employee Accused | MEDINA, PETER | 20711 | [REDACTED] | 010 / | PO AS DETECTIVE | OFF Duty | The reporting party representing the victim [REDACTED] stated that his client was approached by two unknown offenders who had demanded that he empty his pockets and then beat him until he was unconscious. The reporting party alleges that the accused falsely arrested [REDACTED] and charged him with attempted robbery on behalf of the offenders who had left him paralyzed him the neck down. |
| CPD Employee Accused | BAUTISTA, MIGUEL | 5521 | [REDACTED] | 010 / | POLICE OFFICER | OFF Duty | The reporting party representing the victim [REDACTED] stated that his client was approached by two unknown offenders who had demanded that he empty his pockets and then beat him until he was unconscious. The reporting party alleges that the accused falsely arrested [REDACTED] and charged him with attempted robbery on behalf of the offenders who had left him paralyzed him the neck down. |

Incident Details

| | | | |
|--------------------------------|---------|------------------------------|-----|
| CR Required? | | Manner Incident Received? | PAX |
| Confidential? | | Biased Language? | N |
| Extraordinary Occurrence? | N | Bias Based Profiling? | N |
| Police Shooting (U)? | N | | |
| Motor Vehicle (V)? | | Alcohol Related? | N |
| Non Disciplinary Intervention: | N | Pursuit Related? | N |
| Initial Assignment: | IAD | Violence in Workplace? | N |
| Notify IAD Immediately? | N | Domestic Violence? | N |
| EEO Complaint No.: | | | |
| Civil Suit No.: | 11C6623 | Notify Chief? | |
| Notify Chief Administator? | N | Notification Does Not Apply? | Y |
| Notify Coordinator? | | | |
| Notification Other? | N | | |

Initial Incident Category List

| Initial Incident Category | Primary? |
|--|----------|
| 03D - GROUP 03 - IMPROPER SEARCH ILLEGAL ARREST / FALSE ARREST | Y |
| 03D - GROUP 03 - IMPROPER SEARCH ILLEGAL ARREST / FALSE ARREST | |

Initial Incident Category List

Assignment History

| Assigned To | Assigned Team | Investigator | Assignment Date/Time | Assigned By | Reason |
|-------------|-------------------------------|-------------------------------------|----------------------|---------------------|--------|
| IAD | GENERAL INVESTIGATION SECTION | TALIAFERRO, CHRISTOPH (PRIMARY INV) | 20-DEC-2011 07:45 | ASSAF, MAJED | |
| IAD | GENERAL INVESTIGATION SECTION | RAMIREZ, ELIZABETH (PRIMARY INV) | 20-DEC-2011 07:28 | ASSAF, MAJED | |
| IAD | GENERAL INVESTIGATION SECTION | PIONKE, JOSEPH (SUPERVISOR) | 20-DEC-2011 07:28 | ASSAF, MAJED | |
| IAD | GENERAL INVESTIGATION SECTION | - | 16-DEC-2011 07:58 | DEL RIVERO, MINERVA | |
| IAD | INTERNAL AFFAIRS DIVISION | - | 14-DEC-2011 11:15 | TOPPINS, YOLANDA | |

Status History

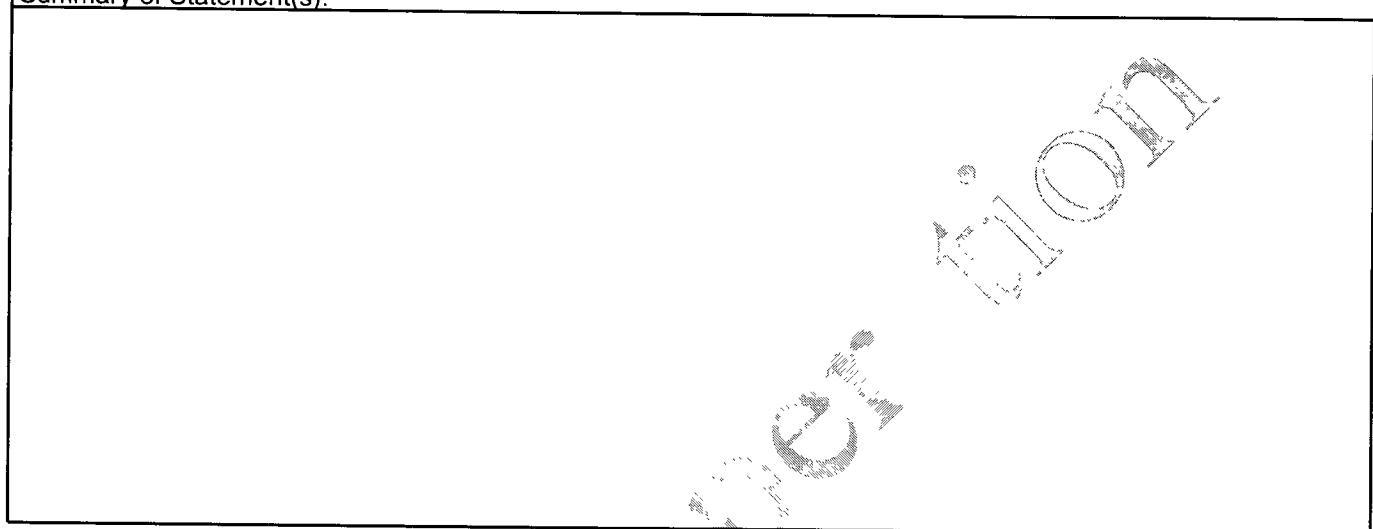
| Resulting Status | Status Date/Time | Created By | Position | UOA / UOD | Comments |
|------------------------------|-------------------|-----------------------|----------------------|-----------|-------------------|
| CLOSED/NO CONVERSION | 09-FEB-2012 07:58 | PIONKE, JOSEPH | SERGEANT OF POLICE | 121 / | |
| PENDING LIEUTENANT REVIEW | 09-FEB-2012 07:56 | PIONKE, JOSEPH | SERGEANT OF POLICE | 121 / | |
| PENDING INVESTIGATIVE REVIEW | 08-FEB-2012 11:01 | TALIAFERRO, CHRISTOPH | POLICE OFFICER | 121 / | |
| PENDING INVESTIGATION | 20-DEC-2011 07:45 | ASSAF, MAJED | SERGEANT OF POLICE | 121 / | Assigned in error |
| PENDING INVESTIGATION | 20-DEC-2011 07:28 | ASSAF, MAJED | SERGEANT OF POLICE | 121 / | |
| PENDING ASSIGN INVESTIGATOR | 19-DEC-2011 02:18 | DUNN, BRENDA | SERGEANT OF POLICE | 121 / | |
| PENDING APPROVE TEAM | 16-DEC-2011 07:58 | DEL RIVERO, MINERVA | POLICE OFFICER | 121 / | |
| PENDING ASSIGN TEAM | 15-DEC-2011 02:26 | QUERFURTH, PATRICK | SUPERVISING INV COPA | 113 / | |
| PENDING SUPERVISOR REVIEW | 15-DEC-2011 02:16 | TOPPINS, YOLANDA | INTAKE AIDE | 113 / | |
| PRELIMINARY | 15-DEC-2011 08:36 | QUERFURTH, PATRICK | SUPERVISING INV COPA | 113 / | check |
| PENDING SUPERVISOR REVIEW | 15-DEC-2011 08:17 | TOPPINS, YOLANDA | INTAKE AIDE | 113 / | |
| PRELIMINARY | 14-DEC-2011 11:15 | TOPPINS, YOLANDA | INTAKE AIDE | 113 / | |

SWORN AFFIDAVIT FOR COMPLAINT LOG INVESTIGATION
CHICAGO POLICE DEPARTMENT

STATE OF ILLINOIS)
) CC
COUNTY OF COOK)
)

| | | |
|----------------------|------|------|
| Location of Incident | Date | Time |
|----------------------|------|------|

Summary of Statement(s):



I, _____ hereby state as follows:

1. I have read the above summary and/or attached statement(s) in its entirety, reviewed it for accuracy and been given an opportunity to make corrections and additions to the statement(s).
2. Under penalties as provided by law pursuant to 735 ILCS 5/1-109, I certify that the information set forth in the statement(s) above and/or attached summary are true and correct, except as to any matters therein stated to be on information and belief as to such matters, I certify as aforesaid that I verily believe the same to be true.

Print Affiant's Name

Print Witness's Name

Affiant's Signature

Witness's Signature

Date

Date

14 DEC. 2011

CIVIL SUIT NUMBER

11 C 6623

NAME OF DEFENDANT(S) OR OFFICER (S)

P.O. MIGUEL BAUT STA #5521 EMP# [REDACTED] UNIT# 010 DOA 27 AUG 2007
P.O. PETER M. MEI [REDACTED] NA #13823 EMP# [REDACTED] UNIT# 010 DOA 30 JUL 2001
SGT. RICHARD M. LAHER #1478 EMP# [REDACTED] UNIT# 315 DOA 22 DEC 1986

LOCATION OF INCIDENT

DATE & TIME OF INCIDENT FEBRUARY 8, 2010 17:45 HRS

NAME OF PLAINTIFF'S ATTORNEY

ADDRESS

TELEPHONE

NAME OF PLAINTIFF (S) VICTIM

M/B DOB [REDACTED]

ALLEGATION (S): Victim alleges that he was approached by two large men who demanded that he empty his pockets and when he refused he was beaten unconscious. Victim alleges that he was falsely arrested; charged with attempt armed robbery of the men who left he paralyzed from the neck down.

COMPLAINT REGISTER NUMBER

1050685

UNIT ASSIGNED TO INVESTIGATION

BUREAU OF INTERNAL AFFAIRS

CHICAGO POLICE DEPARTMENT

ARREST REPORT

3510 S. Michigan Avenue, Chicago, Illinois 60653

(For use by Chicago Police Department Personnel Only)

CPD-11 420C(REV 6/30)

FINAL APPROVAL

CB #:

IR #:

YD #:

RD #:

EVENT #:

ARREST REPORTING

| | | | |
|-------------------------------------|------------------|---------------------|----------------------|
| OFFENDER | Name: [REDACTED] | Male | NO PICTURE AVAILABLE |
| | Res: [REDACTED] | Black | |
| | Unknown | 5' 11" | |
| | DOB: [REDACTED] | 215 lbs | |
| | AGE: 44 years | Black Eyes | |
| | POB: Illinois | Grey/Part Grey Hair | |
| ARMED WITH Lethal Cutting Instument | | | |

| | | | | | |
|-----------------|---------------------------------------|---------------------|------------------------|------------|-------------|
| INCIDENT | Arrest Date: 08 February 2010 17 45 | TRR Completed? No | Total No Arrested: 1 | Co-Arrests | Assoc Cases |
| | Location: [REDACTED] | Beat: 1022 | DCFS Ward ? No | | |
| | 259 - Vehicle Non-Commercial | | | | |
| | Holding Facility: District 010 Lockup | Resisted Arrest? No | Dependent Children? No | | |

| | | | | |
|----------------|-------------------|---------|--|--|
| CHARGES | Victim [REDACTED] | | | |
| | 1 | Attempt | 720 ILCS 5/8-4 ATTEMPT - ROBBERY - ARMED - OTHER DANGEROUS WEAPON | |

| | | | | |
|----------------------|--------------------------|-------------------|------------------|----------------------------|
| FELONY REVIEW | Felony Review : Approved | 08 FEB 2010 23 45 | Carlisle, Angela | State's Attorneys's Office |
|----------------------|--------------------------|-------------------|------------------|----------------------------|

| | |
|----------------------------|------------------------|
| RECOVERED NARCOTICS | NO NARCOTICS RECOVERED |
|----------------------------|------------------------|

ARREST REPORTING

WARRANT

NO WARRANT IDENTIFIED

NON-OFFENDER(S)**VICTIM AND COMPLAINANT**

| | | |
|------------------|---|---|
| Name: [REDACTED] | Male Black DOB: [REDACTED] Age: 30 years | Injured? No Deceased? No Hospitalized? No Treated and Released? No |
| Comments: | | |

VICTIM AND COMPLAINANT

| | | |
|------------------|---|---|
| Name: [REDACTED] | Male Black DOB: [REDACTED] Age: 32 years | Injured? No Deceased? No Hospitalized? No Treated and Released? No |
| Comments: | | |

ARRESTEE VEHICLE

NO ARRESTEE VEHICLE INFORMATION ENTERED

PROPERTIES**Confiscated Properties :**

All confiscated properties are recorded in the e-Track System. This system can be queried by the inventory number to retrieve all official court documents related to evidence and/or recovered properties.

PROPERTIES INFORMATION FOR [REDACTED] NOT AVAILABLE IN THE AUTOMATED ARREST SYSTEM.

ARREST REPORTING

INCIDENT NARRATIVE

(The facts for probable cause to arrest AND to substantiate the charges include, but are not limited to, the following)

EVENT# [REDACTED] IN SUMMARY, REPORTING OFFICERS RESPONDED TO BATTERY IN PROGRESS OEMC CALL. UPON ARRIVAL, REPORTING OFFICERS SPOKE WITH [REDACTED] (VICTIM AND COMPLAINANT) WHO RELATED THAT AS HE WALKED TO HIS AFOREMENTIONED VEHICLE HE NOTICED AN UNKNOWN MALE BLACK, SITTING IN THE FRONT PASSENGER SEAT. [REDACTED] (VICTIM AND COMPLAINANT) AND [REDACTED] (WITNESS) CONTINUED TO APPROACH VEHICLE AND OFFENDER AND INQUIRE AS TO WHY THE OFFENDER HAD BEEN IN THE VEHICLE WITHOUT HIS PERMISSION. THEREAFTER, OFFENDER (NOW KNOWN AS [REDACTED]) EXITED THE VEHICLE WITH A RED PLASTIC BOX THAT CONTAINED TOOLS INSIDE, IN HIS HANDS. OFFENDER THEN STATED "I'M TAKING CARE OF MY BUSINESS." [REDACTED] THEN TOLD OFFENDER TO "HOLD UP". AT THAT TIME, OFFENDER PUT DOWN THE RED BOX AND THEN PRODUCED A POCKET FOLDING KNIFE. OFFENDER QUICKLY OPENED THE KNIFE AND THREATENED BOTH [REDACTED] (VICTIM AND COMPLAINANT) AND [REDACTED] AT VARIOUS TIMES WITH KNIFE IN HIS RIGHT HAND. [REDACTED] THEN APPROACHED OFFENDER FROM THE SIDE, THREW OFFENDER TO THE GROUND, DISARMING OFFENDER. OFFENDER DETAINED BY [REDACTED] (WITNESS AND VICTIM) WHILE [REDACTED] (VICTIM AND COMPLAINANT) CALLED (911). OFFENDER WAS SECURED AND DETAINED BY OFFICERS. CFD AMBULANCE 33 ARRIVED AND TRANSPORTED VICTIM TO MOUNT SINAI BECAUSE OFFENDER STATED HE WAS PARALYZED FROM THE WAIST DOWN. OFFENDER WAS TREATED BY DR KUCHNIC IN GOOD CONDITION. OFFENDER WAS ADVISED MIRANDA. RO'S CANVASSED THE AREA BUT WERE UNABLE TO RETRIEVE WEAPON. SGT MAHER BT1030 #1478 ON SCENE AND ARRESTING DID OBSERVE AFOREMENTIONED KNIFE.

VICTIM'S VEHICLE INFORMATION:

BUICK CENTURY 4 DR

LP# [REDACTED] EXP 02-10

VIN: [REDACTED]

SEE WC COMMENTS SECTION FOR ADDITIONAL COMMENTS

COURT INFO

Desired Court Date: 16 February 2010
 Branch: 44-2 3150 W FLOURNOY - Room
 Court Sgt Handle? No
 Initial Court Date: 09 February 2010
 Branch: 1 2600 S CALIFORNIA - Room111
 Docket #:

BOND INFO

BOND INFORMATION NOT AVAILABLE

REPORTING PERSONNEL

ATTESTING OFFICER:

I hereby declare and affirm, under penalty of perjury, that the facts stated herein are accurate to the best of my knowledge, information and/or belief.

Attesting Officer: #5521 BAUTISTA, M [REDACTED] 08 FEB 2010 22 55

ARRESTING OFFICER(S):

1st Arresting Officer: #5521 BAUTISTA, M [REDACTED] Beat 1044

2nd Arresting Officer: #13823 MEDINA, P M [REDACTED] 1044

APPROVING SUPERVISOR:

Approval of Probable Cause : #310 LEIBAS SR, P [REDACTED] 08 FEB 2010 22 59

ARREST PROCESSING REPORT

LOCKUP KEEPER PROCESSING

INTERVIEW LOG

VISITOR LOG

| | |
|--|--|
| Holding Facility: District 010 Lockup Received in Lockup: 09 February 2010 01 25 Prints Taken: Palmpints Taken: Yes Photograph Taken: Released from Lockup: 10 February 2010 00 38 | Time Last Fed: Time Called: Cell #: MT SIN Transport Details : 2PO 1012 08-FEB-2010 17 50 |
| VISUAL CHECK OF ARRESTEE | ARRESTEE QUESTIONNARIE |
| Is there obvious pain or injury? Is there obvious signs of infection? Under the influence of alcohol/drugs? Signs of alcohol/drug withdrawal? Appears to be despondent? Appears to be irrational? Carrying medication? | Presently taking medication? (if female)are you pregnant? First time ever been arrested? Attempted suicide/serious harm? Serious medical or mental problems? Are you receiving treatment? |
| RETURN TO HOLDING FACILITY COMMENTS: | |
| QUESTIONNAIRE REMARKS: Has Not Entered Lockup Being Treated At Mt Sinai Hospital For Injuries Prcocessed At Hospital By E T Photoed At 23 53 Hr'S And Printed At 00 30 Hr'S | |
| LOCKUP KEEPER COMMENTS: | |
| 09 FEB 2010 13:55 18466 SMITH, Tony B [REDACTED] : Res: | Call Made |
| 09 FEB 2010 13:56 18466 SMITH, Tony B [REDACTED] : Beat: | No Call Made, Entered In Error |
| EMERGENCY CONTACT | |
| Name : REFUSED | |

NO INTERVIEWS LOGGED

NO VISITORS LOGGED

ARREST PROCESSING REPORT

| Action | By | | Destination | Reason |
|-------------|-------|-----------------------------|-------------------|---------------------|
| RELEASED BY | #1484 | Salgado, Agustin [REDACTED] | 09 FEB 2010 01 06 | District 010 Lockup |
| RECEIVED BY | #3477 | Lopez, Daniel | 09 FEB 2010 01 06 | Mt Sinai |
| RECEIVED BY | #7630 | Ojeda, Julio | 09 FEB 2010 19 06 | Mt Sinai Hospital |
| RECEIVED BY | #7630 | Ojeda, Julio | 09 FEB 2010 19 15 | Mt Sinai Hospital |
| RECEIVED BY | #204 | Izzo, Deborah | 10 FEB 2010 00 33 | Cook County |
| RECEIVED BY | #204 | Izzo, Deborah A [REDACTED] | 10 FEB 2010 00 36 | District 010 Lockup |
| | | | | Turned Over To Ccsp |

WC COMMENTS

Watch Commander Comments:

#310 Leibas Sr, Phillip [REDACTED]

09 FEB 2010 01 16

The offender was photographed at 2353 hrs on 08 Feb 10 and fingerprinted at 0030 hrs on 09 Feb 10 by E T Beat 5834 at Mt Sinai Hospital

#310 Leibas Sr, Phillip [REDACTED]

08 FEB 2010 23 59

Offender is being treated at Mt Sinai for injuries sustained in a physical altercation with the victim during the incident and will be admitted for those injuries

REL w/o CHARGING

DOES NOT APPLY TO THIS ARREST

PROCESSING PERSONNEL

| | | Beat |
|------------------------------|--------|-------------------------|
| Searched By: | #5521 | BAUTISTA, M |
| Lockup Keeper: | #9868 | MALPICA JR, P |
| Assisting Arresting Officer: | #1478 | MAHER, R M (|
| Assisting Arresting Officer: | #8001 | VELAZQUEZ, C |
| Assisting Arresting Officer: | #8444 | GRANADO, D S |
| Evidence Technician: | #14573 | BUCZKIEWICZ |
| Fingerprint Received By: | | OLSON, C |
| Detective : | #20533 | Bor, Kevin J [REDACTED] |
| | | 08 FEB 2010 23 55 |

APPROVAL PERSONNEL

| | Beat |
|-----------------------------|--|
| Final Approval of Charges : | #310 LEIBAS SR, P [REDACTED] 09 FEB 2010 04 42 |



Department of Police * City of Chicago
3510 South Michigan Avenue * Chicago, Illinois 60653

Date 12/23/11

Re: C. R. No. 1050685

Dear [REDACTED]

A complaint against a Department member, registered under the above Complaint Register (C.R.) Number, is currently under investigation by the Chicago Police Department

A vital step in the investigation is an interview with the person who registered the complaint as well as witnesses. This step is essential in order to conduct a complete and thorough investigation.

Please contact me as soon as possible so that I can make arrangements to meet with you regarding the incident under investigation. The following information is provided so that you can contact me without unnecessary inconvenience:

Name: Police Officer Christopher TALIAFERRO

Address: 3510 S. Michigan Avenue - Unit 121

Telephone: 312 - 745-6310 Ext. 85051

Hours Available: Mon - Fri. 4:00pm - Midnight

Sincerely,

A handwritten signature in black ink, appearing to read "C. TALIAFERRO".

CPD-44.223 (Rev. 1/04)

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Department of Police
3510 South Michigan Ave
Chicago, Illinois 60653
Talladore Unit 121

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| Restricted Delivery Fee (Endorsement Required) | |
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Talakerrc Unit 121 0685

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| Return Receipt Fee (Endorsement Required) | | |
| Restricted Delivery Fee (Endorsement Required) | | |
| Total Postage & Fees | \$ | |

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CPD 0060914

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STATUS OF YOUR ITEM

DATE & TIME

LOCATION

FEATURES

| | | | | |
|----------------------|---|---------------------------|-------------------|-----------------|
| <input type="text"/> | Arrival at Unit | December 29 2011, 6:54 am | CHICAGO, IL 60622 | Certified Mail™ |
| | Processed through USPS Sort Facility | December 28 2011, 1:55 pm | CHICAGO, IL 60607 | |

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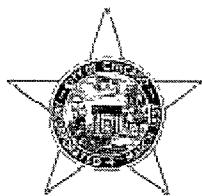
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CHICAGO POLICE DEPARTMENT
 3510 South Michigan Avenue/Chicago, Illinois
 60653
 Identification Section



CRIMINAL HISTORY REPORT

CPD-31903C (REV 7/04)

>>> CONVICTED FELON <<<

[REDACTED]
 IR # [REDACTED]
 SID # [REDACTED]
 FBI # [REDACTED]
 IDOC [REDACTED]

ON PAROLE

CPD photo
 MALE
 5'11"
 215 lbs
 EYES : BRO
 HAIR : BLK
 COMPLEXION : [REDACTED]

Current Arrest Information:

Date of Birth. [REDACTED]

Age: 46 years

Place of Birth.

SSN #.

Drivers License #.

Drivers Lic State:

Scars, Marks & Tattoos.
[REDACTED]

Key Historical Identifiers:

| Alias or AKA used | Date Used | Dates of Birth Used | Social Security Numbers Used |
|-------------------|---------------|---------------------|------------------------------|
| [REDACTED] | 17-SEP-2009 | [REDACTED] | [REDACTED] |
| | 18-JUL-2007 | | Not Available |
| | 06-JUN-2006 | | Not Available |
| | 24-FEB-2000 | | Not Available |
| | 18-JUL-1985 | | Not Available |
| | 25-MAY-1982 | | Not Available |
| | 22-MAR-1982 | | Not Available |
| | Not Available | Not Available | Not Available |
| | Not Available | Not Available | Not Available |
| | Not Available | Not Available | Not Available |
| | Not Available | Not Available | Not Available |
| | Not Available | Not Available | Not Available |
| | Not Available | Not Available | Not Available |
| | Not Available | Not Available | Not Available |
| | Not Available | Not Available | Not Available |

Criminal Justice Summary: Total arrests: 15 (9 Felony, 3 Misdemeanor)

Total convictions. 7

IDOC EVENT

**EVENT: ON
PAROLE**

Institution Name: [REDACTED] Parole Date: 2011-08-17
 Case Number: [REDACTED] Discharge Date: 17-AUG-2012
 Conditions of Parole DRUG ABUSE PGM COND, ELECTRONIC DETENTION, ANGER MANAGEMENT COUNSELING, NO VICTIM CONTACT,

IDOC EVENT

EVENT: RECEIVED

Institution Name: DIXON Received Date: 09-DEC-2010
 Discharge Date: 17-AUG-2012

ARREST

Arrest Name: [REDACTED] Arrest Date: 30-AUG-2010 Holding Facility: CPD - DISTRICT 010
 Date of Birth: [REDACTED] Arrest Address: [REDACTED]
 DCN or CB: [REDACTED] Residence: [REDACTED]
 Officer: SWINKLE Officer Badge#: 20924 Arresting Agency: CPD

| | | | | | |
|-------|-------|------|-------------------------|--------------------------------|------------------|
| Count | Class | Type | Statute | Arrest Charge Description | Inchoate |
| [1] | 2 | F | 720 ILCS 5.0/12-6.2-A-3 | Agg Intimidation Peace Officer | OFFENSE AS CITED |

COURT CHARGES/DISPOSITION

| | | | |
|------------------|---------------------------|--------------|--------------|
| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
| 720-5/12-6(A)(1) | INTIMIDATION/PHYSICAL HAR | F | [REDACTED] |

Disposition SENTENCED/ILLINOIS DEPARTMENT OF CORRECTIONS *Disposition Date:* 23-NOV-2010
Sentence: DOC 002 YEARS 00 MONTHS 000 DAYS *Sentence Date:* 23-NOV-2010

CONVICTED**COURT CHARGES/DISPOSITION**

| | | | |
|--------------------|---------------------------|--------------|--------------|
| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
| 720-5/12-6.2(A)(3) | AGG INTIMIDATION PEACE OF | F | [REDACTED] |

Disposition NOLLE PROSEQUI *Disposition Date:* 23-NOV-2010
Sentence: *Sentence Date:*

COURT CHARGES/DISPOSITION

| | | | |
|------------------|---------------------------|--------------|--------------|
| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
| 720-5/12-6.2-A-3 | AGG INTIMIDATION PEACE OF | M | [REDACTED] |

Disposition SUPERCEDED BY INDICTMENT *Disposition Date:* 28-SEP-2010
Sentence: *Sentence Date:*

COURT CHARGES/DISPOSITION

| | | | |
|----------------|---------------------------|--------------|--------------|
| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
| 720-5/32-4(B) | COMMUNICATE/DETAIN WITNES | F | [REDACTED] |

Disposition. NOLLE PROSEQUI *Disposition Date:* 23-NOV-2010
Sentence: *Sentence Date:*

COURT CHARGES/DISPOSITION

| | | | |
|------------------|---------------------------|--------------|--------------|
| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
| 720-5/32-4(A)(2) | HARASS WITNESS/FAMILY MBR | F | [REDACTED] |

Disposition: NOLLE PROSEQUI *Disposition Date:* 23-NOV-2010

Sentence:

Sentence Date:

ARREST

Arrest Name: [REDACTED]
 Date of Birth: [REDACTED]
 DCN or CB: [REDACTED]
 Officer: BAUTISTA

Arrest Date: 08-FEB-2010 Holding Facility: CPD - DISTRICT 010
 Arrest Address: [REDACTED]
 Residence: [REDACTED]
 Officer Badge#: 5521 Arresting Agency: CPD

Count Class Type Statute Arrest Charge Description Inchoate
 [1] 1 F 720 ILCS 5/8-4 Attempt - Robbery - Armed - Other Dangerous Weapon ATTEMPT

COURT CHARGES/DISPOSITION

| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
|------------------|--------------------------|--------------|--------------|
| 720-5/18-2(a)(1) | ARMED ROBBERY/NO FIREARM | F | [REDACTED] |

Disposition: NOLLE PROSEQUI *Disposition Date:* 21-SEP-2010

Sentence: *Sentence Date:*

Disposition: NOLLE PROSEQUI *Disposition Date:* 21-SEP-2010

Sentence: *Sentence Date:*

COURT CHARGES/DISPOSITION

| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
|----------------|---------------|--------------|--------------|
| 720-5/19-1(a) | BURGLARY | F | [REDACTED] |

Disposition: NOLLE PROSEQUI *Disposition Date:* 21-SEP-2010

Sentence: *Sentence Date:*

COURT CHARGES/DISPOSITION

| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
|-----------------|------------------------------|--------------|--------------|
| 720-5/24-1.1(a) | FELON POSS/USE FIREARM PRIOR | F | [REDACTED] |

Disposition: NOLLE PROSEQUI *Disposition Date:* 21-SEP-2010

Sentence: *Sentence Date:*

COURT CHARGES/DISPOSITION

| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
|----------------|----------------------------|--------------|--------------|
| 720-5/33A-2(a) | ARMED VIOLENCE/CATEGORY II | F | [REDACTED] |

Disposition: NOLLE PROSEQUI *Disposition Date:* 21-SEP-2010

Sentence: *Sentence Date:*

COURT CHARGES/DISPOSITION

| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
|----------------|---------------------------|--------------|--------------|
| 720-5/8-4 | ROBBERY - ARMED - OTHER D | M | [REDACTED] |

Disposition: SUPERCEDED BY INDICTMENT *Disposition Date:* 09-MAR-2010

Sentence: *Sentence Date:*

ARREST

Arrest Name: [REDACTED]
 Date of Birth: [REDACTED]
 DCN or CB: [REDACTED]
 Officer: HENDERSON

Arrest Date: 17-SEP-2009 Holding Facility: CPD - DISTRICT 006
 Arrest Address: [REDACTED]
 Residence: [REDACTED]
 Officer Badge#: 7211 Arresting Agency: CPD

| | | |
|------------------------------|-----------------------------------|------------------|
| Count Class Type Statute | Arrest Charge Description | Inchoate |
| [1] A M 720 ILCS 5.0/16A-3-A | Retail Theft - Shoplifting <\$150 | OFFENSE AS CITED |

COURT CHARGES/DISPOSITION

| | | | |
|--|---------------------------|--------------------------------------|--------------|
| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
| 720-5/16A-3-A | RETAIL THEFT - SHOPLIFTIN | M | [REDACTED] |
| <i>Disposition:</i> SENTENCED/COUNTY DEPARTMENT OF CORRECTIONS | | <i>Disposition Date:</i> 23-OCT-2009 | |
| <i>Sentence:</i> JAIL 000 YEARS 00 MONTHS 002 DAYS | | <i>Sentence Date:</i> 23-OCT-2009 | |

CONVICTED

IDOC EVENT**EVENT: ON
PAROLE**

| | |
|------------------|-----------------------------|
| Institution Name | Parole Date. |
| Case Number: | Discharge Date. 19-MAR-2009 |

ARREST

| | | |
|---------------------------|----------------------------|---|
| Arrest Name: [REDACTED] | Arrest Date. 29-JUN-2008 | Holding Facility. CPD - DISTRICT 011 MALE |
| Date of Birth: [REDACTED] | Arrest Address: [REDACTED] | |
| DCN or CB. [REDACTED] | Residence: [REDACTED] | |
| Officer. HOMER | Officer Badge#: 10979 | Arresting Agency. CPD |

| | | |
|------------------------------|---|------------------|
| Count Class Type Statute | Arrest Charge Description | Inchoate |
| [1] 4 F 720 ILCS 570.0/402-C | Pcs - Possession - Less Than 15 Grms - Heroin | OFFENSE AS CITED |

COURT CHARGES/DISPOSITION

| | | | |
|---|---------------------------|--------------------------------------|--------------|
| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
| 720-570/402-C | PCS - POSSESSION - LESS T | M | [REDACTED] |
| <i>Disposition:</i> FINDING - NO PROBABLE CAUSE - DISMISSED | | <i>Disposition Date:</i> 24-JUL-2008 | |
| <i>Sentence</i> | | <i>Sentence Date:</i> | |

IDOC EVENT

| | | |
|------------------------------|-----------------|-------------|
| EVENT: RECEIVED | Received Date | 19-JAN-2008 |
| Institution Name: STATEVILLE | Discharge Date: | NOT CALCED |

IDOC EVENT

| | |
|-----------------------------|-----------------------------|
| EVENT: ON PAROLE | Parole Date. |
| Institution Name. | Discharge Date. 21-FEB-2008 |
| Case Number. | |

ARREST

| | | |
|---------------------------|----------------------------|---|
| Arrest Name: [REDACTED] | Arrest Date. 18-JUL-2007 | Holding Facility: CPD - DISTRICT 011 MALE |
| Date of Birth: [REDACTED] | Arrest Address: [REDACTED] | |
| DCN or CB: [REDACTED] | Residence: [REDACTED] | |
| Officer. KURI | Officer Badge#: 16202 | Arresting Agency: CPD |

| | | | | | |
|-------|-------|------|----------------------|--|------------------|
| Count | Class | Type | Statute | Arrest Charge Description | Inchoate |
| [1] | 4 | F | 720 ILCS 570.0/402-C | Pcs - Possession - Less Than 15 Grms - Cocaine | OFFENSE AS CITED |

COURT CHARGES/DISPOSITION

| | | | |
|--|--------------------------------|--------------------------------------|--------------|
| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
| 720-570/402(c) | POSS AMT CON SUB EXCEPT(A)/(D) | F | [REDACTED] |
| <i>Disposition:</i> SENTENCED/ILLINOIS DEPARTMENT OF CORRECTIONS | | <i>Disposition Date:</i> 17-JAN-2008 | |
| <i>Sentence:</i> DOC 000 YEARS 18 MONTHS 000 DAYS | | <i>Sentence Date:</i> 17-JAN-2008 | |

CONVICTED**ARREST**

| | | | |
|--------------------|-----------------|-------------|--------------------------------------|
| Arrest Name: | Arrest Date | 20-DEC-2006 | Holding Facility: CPD - DISTRICT 015 |
| Date of Birth: | Arrest Address: | [REDACTED] | |
| DCN or CB: | Residence: | [REDACTED] | |
| Officer: HEYDEN II | Officer Badge#: | 13461 | Arresting Agency: CPD |

| | | | | | |
|-------|-------|------|----------------------|---|------------------|
| Count | Class | Type | Statute | Arrest Charge Description | Inchoate |
| [1] | 4 | F | 720 ILCS 570.0/402-C | Pcs - Possession - Less Than 15 Grms - Heroin | OFFENSE AS CITED |

COURT CHARGES/DISPOSITION

| | | | |
|---|---------------------------|--------------------------------------|--------------|
| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
| 720-570/402-C | PCS - POSSESSION - LESS T | M | [REDACTED] |
| <i>Disposition:</i> FINDING - NO PROBABLE CAUSE - DISMISSED | | <i>Disposition Date:</i> 10-JAN-2007 | |
| <i>Sentence:</i> | | <i>Sentence Date:</i> | |

ARREST

| | | | |
|----------------|-----------------|-------------|---|
| Arrest Name: | Arrest Date | 06-JUN-2006 | Holding Facility: CPD - DISTRICT 025 MALE |
| Date of Birth: | Arrest Address: | [REDACTED] | |
| DCN or CB: | Residence: | [REDACTED] | |
| Officer: FICO | Officer Badge#: | 6284 | Arresting Agency: CPD |

| | | | | | |
|-------|-------|------|----------------------|---|------------------|
| Count | Class | Type | Statute | Arrest Charge Description | Inchoate |
| [1] | 4 | F | 720 ILCS 570.0/402-C | Pcs - Possession - Less Than 15 Grms - Heroin | OFFENSE AS CITED |

COURT CHARGES/DISPOSITION

| | | | |
|---|---------------------------|--------------------------------------|--------------|
| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
| 720-570/402-C | PCS - POSSESSION - LESS T | M | [REDACTED] |
| <i>Disposition:</i> FINDING - NO PROBABLE CAUSE - DISMISSED | | <i>Disposition Date:</i> 29-JUN-2006 | |
| <i>Sentence:</i> | | <i>Sentence Date:</i> | |

ARREST

| | | | |
|------------------|-----------------|-------------|--------------------------------------|
| Arrest Name: | Arrest Date | 24-FEB-2000 | Holding Facility: CPD - DISTRICT 010 |
| Date of Birth: | Arrest Address: | [REDACTED] | |
| DCN or CB: | Residence: | [REDACTED] | |
| Officer: ALMAZAN | Officer Badge#: | 17447 | Arresting Agency: CPD |

Count Class Type Statute Arrest Charge Description Inchoate
 [1] X F 720 ILCS 570.0/401 Delivry/Manuf/Possess W/Intent Heroin(White)

COURT CHARGES/DISPOSITION

| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
|-------------------|-------------------------------|--------------|--------------|
| 720-570/407(B)(2) | AMT NARC SCHED I/II/SCH/HS/PK | 0 | [REDACTED] |

Disposition SENTENCED/ILLINOIS DEPARTMENT OF CORRECTIONS *Disposition Date:* 18-AUG-2000
Sentence: DOC 011 YEARS 00 MONTHS 000 DAYS *Sentence Date:* 18-AUG-2000

CONVICTED

ARREST

Arrest Name: [REDACTED] Arrest Date: 22-JUN-1999 Holding Facility: CPD - DISTRICT 012
 Date of Birth: [REDACTED] Arrest Address: [REDACTED]
 DCN or CB: [REDACTED] Residence: [REDACTED]
 Officer: BORJA Officer Badge#: 9761 Arresting Agency: CPD

Count Class Type Statute Arrest Charge Description Inchoate
 [1] A M 720 ILCS 5.0/12-3.2 Domestic Battery

COURT CHARGES/DISPOSITION

| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
|----------------|---------------|--------------|--------------|
| 720 5/12-3 | - | 0 | [REDACTED] |

Disposition: SENTENCED/COUNTY DEPARTMENT OF CORRECTIONS *Disposition Date:* 09-AUG-1999
Sentence: JAIL 50 DAYS *Sentence Date:* 09-AUG-1999

CONVICTED

COURT CHARGES/DISPOSITION

| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
|----------------|---------------|--------------|--------------|
| 720 5/12-3.2 | - | 0 | [REDACTED] |

Disposition: SENTENCED/COUNTY DEPARTMENT OF CORRECTIONS *Disposition Date:* 09-AUG-1999
Sentence: CONDITIONAL DISCHARGE/SPECIAL CONDITIONS 18 MONTHS *Sentence Date:* 09-AUG-1999

CONVICTED

COURT CHARGES/DISPOSITION

| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
|--------------------|------------------------------------|--------------|--------------|
| VIOL OF COND DISCH | VIOLATION OF CONDITIONAL DISCHARGE | 0 | [REDACTED] |

Disposition: SENTENCED/COUNTY DEPARTMENT OF CORRECTIONS *Disposition Date:* 02-MAR-2000
Sentence: JAIL 30 DAYS *Sentence Date:* 02-MAR-2000

CONVICTED

ARREST

Arrest Name: [REDACTED] Arrest Date: 18-JUL-1985 Holding Facility:
 Date of Birth: [REDACTED] Arrest Address: [REDACTED]
 DCN or CB: [REDACTED] Residence: [REDACTED]
 Officer: [REDACTED] Officer Badge#: [REDACTED] Arresting Agency

Count Class Type Statute Arrest Charge Description Inchoate
 [1] X F ARM ROBB Armed Robbery

COURT CHARGES/DISPOSITION

| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
|----------------|---------------|--------------|--------------|
| 38-18-2-A | ARMED ROBBERY | F | [REDACTED] |

Disposition: SENTENCED/ILLINOIS DEPARTMENT OF CORRECTIONS**Disposition Date:** 30-APR-1986**Sentence:** DOC 010 YEARS 00 MONTHS 000 DAYS**Sentence Date:** 30-APR-1986**CONVICTED****ARREST**

Arrest Name: [REDACTED]
 Date of Birth: [REDACTED]
 DCN or CB: [REDACTED]
 Officer: [REDACTED]

Arrest Date: 14-FEB-1984 Holding Facility:
 Arrest Address: [REDACTED]
 Residence: [REDACTED]
 Officer Badge#: [REDACTED] Arresting Agency: [REDACTED]

Count Class Type Statute

Arrest Charge Description

Inchoate

[1] 2 F BURG

Burglary

COURT CHARGES/DISPOSITIONStatuteChargeClassCase#

38-19-2-A

POSS OF BURGLARY TOOLS

F

Disposition: SENTENCED/ILLINOIS DEPARTMENT OF CORRECTIONS**Disposition Date:** 13-AUG-1984**Sentence:** DOC 002 YEARS 00 MONTHS 000 DAYS**Sentence Date:** 13-AUG-1984**CONVICTED****COURT CHARGES/DISPOSITION**StatuteChargeClassCase#

38-8-4(38-19-1)

ATT (BURGLARY)

F

Disposition: SENTENCED/ILLINOIS DEPARTMENT OF CORRECTIONS**Disposition Date:** 13-AUG-1984**Sentence:** DOC 002 YEARS 00 MONTHS 000 DAYS**Sentence Date:** 13-AUG-1984**CONVICTED****ARREST**

Arrest Name: [REDACTED]
 Date of Birth: [REDACTED]
 DCN or CB: [REDACTED]
 Officer: [REDACTED]

Arrest Date: 09-NOV-1982 Holding Facility:
 Arrest Address: [REDACTED]
 Residence: [REDACTED]
 Officer Badge#: [REDACTED] Arresting Agency: [REDACTED]

Count Class Type Statute

Arrest Charge Description

Inchoate

[1] L 38-110-3

Bail Bond Warrant

COURT CHARGES/DISPOSITIONStatuteChargeClass Case#

BATTERY.

BATTERY

Disposition: STRICKEN WITH LEAVE TO REINSTATE - WARRANT**Disposition Date:** 11-JAN-1983**Sentence:****Sentence Date:****ARREST**

Arrest Name: [REDACTED]
 Date of Birth: [REDACTED]
 DCN or CB: [REDACTED]
 Officer: [REDACTED]

Arrest Date: 25-MAY-1982 Holding Facility:
 Arrest Address: [REDACTED]
 Residence: [REDACTED]
 Officer Badge#: [REDACTED] Arresting Agency: [REDACTED]

Count Class Type Statute

Arrest Charge Description

Inchoate

[1] L M VO 137.01

Unlawful Use Of Weapon

COURT CHARGES/DISPOSITION

| | | | |
|----------------|------------------------|--------------|--------------|
| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
| 38-24-1A10 | UNLAWFUL USE OF WEAPON | | |

Disposition: STRICKEN FROM DOCKET WITH LEAVE TO REINSTATE *Disposition Date:* 02-JUN-1982

Sentence: *Sentence Date:*

COURT CHARGES/DISPOSITION

| | | | |
|----------------|-----------------------|--------------|--------------|
| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
| 38-83-2 | UNLAWFUL POSS FIREARM | | |

Disposition: STRICKEN FROM DOCKET WITH LEAVE TO REINSTATE *Disposition Date:* 02-JUN-1982

Sentence: *Sentence Date:*

ARREST

| | | | |
|----------------|-----------------|-------------|-------------------|
| Arrest Name: | Arrest Date | 27-MAR-1982 | Holding Facility. |
| Date of Birth: | Arrest Address: | | |
| DCN or CB: | Residence: | [REDACTED] | |
| Officer: | Officer Badge#: | | Arresting Agency. |

| | | | | | |
|-------|-------|----------|---------|---------------------------|----------|
| Count | Class | Type | Statute | Arrest Charge Description | Inchoate |
| [1] | L | BATTERY. | | Battery | |

COURT CHARGES/DISPOSITION

| | | | |
|----------------|---------------|--------------|--------------|
| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
| 38-12-3A | BATTERY | | |

Disposition: STRICKEN FROM DOCKET WITH LEAVE TO REINSTATE *Disposition Date:* 14-APR-1982

Sentence: *Sentence Date:*

ARREST

| | | | |
|----------------|-----------------|-------------|-------------------|
| Arrest Name: | Arrest Date. | 22-MAR-1982 | Holding Facility: |
| Date of Birth: | Arrest Address. | | |
| DCN or CB: | Residence: | [REDACTED] | |
| Officer: | Officer Badge#: | | Arresting Agency |

| | | | | | |
|-------|-------|----------|---------|---------------------------|----------|
| Count | Class | Type | Statute | Arrest Charge Description | Inchoate |
| [1] | L | BATTERY. | | Battery | |

COURT CHARGES/DISPOSITION

| | | | |
|----------------|---------------|--------------|--------------|
| <u>Statute</u> | <u>Charge</u> | <u>Class</u> | <u>Case#</u> |
| 38-12-3A | BATTERY | | |

Disposition: BAIL BOND FORFEITURE - WARRANT *Disposition Date:* 29-MAR-1982

Sentence: *Sentence Date:*

End of Report

This Chicago Police Department IR rap-sheet should not replace the use of the Illinois State Police statewide criminal history

transcript, which may contain additional criminal history data and can be obtained by performing a CQR1 inquiry via your LEADS terminal.

02-FEB-2012 21:10

Requested by: [REDACTED]

**BUREAU OF INTERNAL AFFAIRS
Investigations Division
General Investigations Section**

**02 February 2012
Log #1050685**

TO: Commanding Officer
Investigations Division
General Investigations Section

FROM: Police Officer Christopher TALIAFERRO #14979
Investigations Division
General Investigations Section

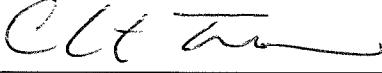
SUBJECT: Attempt to Contact Complainant [REDACTED]

ALLEGATIONS: The Complainant [REDACTED] alleges that on 14 February 2010, at approximately 1745 hours, at [REDACTED] the accused officers falsely arrested the victim [REDACTED]

On 23 December 2011, a certified letter was mailed to the complainant, [REDACTED] requesting that [REDACTED] contact the undersigned regarding this investigation.

On both 06 January 2012, and 24 January 2012, the undersigned attempted to telephonically contact [REDACTED] without success. The undersigned left detailed messages on [REDACTED] voice mail providing detailed information on how [REDACTED] may contact the undersigned.

The United States Postal Service Track and Confirm Report, which tracked the certified letter, indicated that the certified letter was delivered to [REDACTED]


P.O. Christopher TALIAFERRO #14979

United States District Court
Northern District of Illinois

SUMMONS IN A CIVIL ACTION

[REDACTED]

vs.

[REDACTED] et al

CASE NUMBER: [REDACTED]
JUDGE: Kennelly

TO: Sergeant Maher

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon plaintiff's attorney:

Name: [REDACTED]

Address: [REDACTED]

City: [REDACTED]

an answer to the complaint which is herewith served upon you, within [21] days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

Michael W. Dobbins, Clerk

By: /s/Michelle Alston
Deputy Clerk

Dated: 11/15/2011

MICHAEL W. DOBBINS, CLERK



(By) DEPUTY CLERK

November 15, 2011

DATE

United States District Court
Northern District of Illinois

SUMMONS IN A CIVIL ACTION

[REDACTED]
vs.

[REDACTED] et al

CASE NUMBER [REDACTED]
JUDGE: Kennelly

TO: [REDACTED]

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon plaintiff's attorney:

Name: [REDACTED]

Address: [REDACTED]

City: [REDACTED]

an answer to the complaint which is herewith served upon you, within [21] days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

Michael W. Dobbins, Clerk

By: /s/Michelle Alston
Deputy Clerk

Dated: 11/15/2011

MICHAEL W. DOBBINS, CLERK



(By) DEPUTY CLERK

November 15, 2011

DATE

United States District Court
Northern District of Illinois

SUMMONS IN A CIVIL ACTION

[REDACTED]
vs.

[REDACTED] et al

CASE NUMBER [REDACTED]
JUDGE: Kennelly

TO: [REDACTED]

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon plaintiff's attorney:

Name: [REDACTED]

Address: [REDACTED]

City: [REDACTED]

an answer to the complaint which is herewith served upon you, within [21] days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

Michael W. Dobbins, Clerk

By: /s/Michelle Alston
Deputy Clerk

Dated: 11/15/2011

MICHAEL W. DOBBINS, CLERK



(By) DEPUTY CLERK

November 15, 2011

DATE

UNITED STATES DISTRICT COURT
FOR THE Northern District of Illinois –
Eastern Division

v.

Plaintiff,

Case No.: [REDACTED]

[REDACTED], et al.

Honorable Matthew F. Kennelly

Defendant.

NOTIFICATION OF DOCKET ENTRY

This docket entry was made by the Clerk on Sunday, November 6, 2011:

MINUTE entry before Honorable Matthew F. Kennelly: Initial status hearing is set to 9:00 a.m. on 12/2/11 before Judge Kennelly, in Chambers, Room 2188. Parties are to review and comply with Judge Kennelly's standing initial order, which may be found on his web page, located at <http://www.ilnd.uscourts.gov/home/Judges.aspx>. Counsel for plaintiff(s) are ordered to cause a copy of this order to be delivered forthwith to each defendant in the same manner that summons has been or is being served on each defendant. (mk)

ATTENTION: This notice is being sent pursuant to Rule 77(d) of the Federal Rules of Civil Procedure or Rule 49(c) of the Federal Rules of Criminal Procedure. It was generated by CM/ECF, the automated docketing system used to maintain the civil and criminal dockets of this District. If a minute order or other document is enclosed, please refer to it for additional information.

For scheduled events, motion practices, recent opinions and other information, visit our web site at www.ilnd.uscourts.gov.

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

[REDACTED] Plaintiff,))) v.))) CHICAGO POLICE SERGEANT MAHER)) (Star # 1478) and OFFICER MIGUEL)) BAUTISTA (Star # 5521) and OFFICER)) PETER MEDINA (Star # 13823) and)) [REDACTED] and [REDACTED])) and the CITY OF CHICAGO,)) Defendants.))

FILED
11/15/2011
MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT

JURY DEMANDED

CIVIL COMPLAINT

NOW COMES Plaintiff, [REDACTED] by and through his attorneys [REDACTED]

[REDACTED] complaining of the Defendants, Chicago Police Sergeant Maher, Chicago Police Officer Miguel Bautista, Chicago Police Officer Peter Medina, [REDACTED] and the City of Chicago, and in support thereof, states as follows:

Introduction

1. This is a civil action seeking damages against Defendants for committing acts under color of law, and depriving Plaintiff of rights secured by the Constitution and laws of the United States. In sum, Defendant Officers, without probable cause or any indicia of reasonable suspicion that he was engaged in any sort of criminal activity, unlawfully arrested [REDACTED] Defendant Citizens participated in conjunction with the police in the unlawful arrest. All Defendants, with malice and for the purpose of shifting focus away from their own misconduct,

falsely prosecuted [REDACTED] as been harmed significantly by the unconstitutional acts of Defendants.

Jurisdiction and Venue

2. The jurisdiction of this Court is invoked pursuant to the Civil Rights Act, 42 U.S.C., § 1983, the Judicial Code, 28 U.S.C. §§ 1331 and 1343 (a); the Constitution of the United States. Venue is proper under 28 U.S.C. § 1391 (b). The events purported herein all occurred in the Northern District of Illinois. All parties to the case reside within the Northern District of Illinois.

The Parties

3. Plaintiff [REDACTED] is a United States citizen who lives in Chicago, Illinois.
4. Defendant Sergeant Maher, (star #1478), Officer Miguel Bautista (star #5521) and Officer Peter Medina (star # 13823) are present or former employees of the City of Chicago Police Department. At all times relevant to the complained of incident, Defendants Officers acted within the scope of their employment and under the color of law.
5. Defendants [REDACTED] acted jointly with the Defendant Officers in injuring and furthering the false arrest and malicious prosecution of [REDACTED]
[REDACTED] Upon information and belief, Defendants [REDACTED] are residents of Cook County Illinois.
6. Defendant City of Chicago is a municipal corporation organized under laws of the State of Illinois. It is responsible for the policies, procedures, and practices implemented through its various agencies, agents, departments, and

employees, and for injury occasioned thereby. The City of Chicago was and is the public employer of Defendants Officers.

Background Facts

7. On or about February 8, 2010, [REDACTED] was walking northerly across [REDACTED]
[REDACTED]
8. As [REDACTED] walked northbound toward [REDACTED] he heard someone come up from behind him. Two large men told [REDACTED] empty his pockets. When [REDACTED] did not, Defendants [REDACTED] and [REDACTED] grabbed him and throw him onto the ground. [REDACTED] does not remember anything more of the attack.
9. [REDACTED] woke up in Mount Sinai Hospital unable to move his body from the neck down. The Defendant Officers were present and told him he was under arrest.
10. Defendant Officers explained that they came to the scene after an anonymous call regarding a battery. They stated that they met two men on the scene, but found [REDACTED] motionless and unconscious.
11. The two men, whom [REDACTED] later learned were named [REDACTED] and [REDACTED] fabricated a story for the police, which Defendant Officers knew to be patently false.
12. Without further investigation on the scene, Defendant Officers released the two men who had just committed a battery on Plaintiff, leaving him paralyzed, and allowed them to leave the scene.
13. On February 8, 2010, Plaintiff was charged with Attempted Armed Robbery.

14. [REDACTED] was transported from Mount Sinai Hospital to the Cook County Department of Corrections on March 26, 2010
15. [REDACTED] was arraigned on March 27, 2010 and assigned a bond of \$100,000.
16. [REDACTED] spent 8 months in jail, during which he was in and out of Cermak Hospital. After his detainment, [REDACTED] spent an additional 40 days in Oak Forest Hospital. During this time, it was determined that [REDACTED] had received a spinal injury and suffered paralysis as a result.
17. During his lengthy and unlawful incarceration [REDACTED] was unable to move from the neck down, suffered from constant pain and was denied necessary physical therapy required to properly rehabilitate.
18. The charges against [REDACTED] were dismissed in September 2010.
19. [REDACTED] eight months of detainment prevented him from recovering from his injuries due to the stress and constraints of jail.
20. Since the events of 2010 and the resulting injuries, [REDACTED] has been physically unable to be employed in his profession as an interior painter and has lost significant income.

Count 1 – False Arrest - 42 USC 1983 – against Defendants Maher, Bautista and Medina

21. Plaintiff re-alleges and reincorporates all previous paragraphs.
22. As described above, Defendant Officers conspired among themselves and falsely arrested and detained Plaintiff, without justification and without probable cause, thus violating plaintiff's rights under the Fourth Amendment to the United States Constitution, and 42 U.S.C. Section 1983.

23. As a result of Defendant Officers' false arrest and unlawful detention, Plaintiff suffered emotional injuries including mental and emotional damage and trauma, humiliation, damage to his personal and professional reputation, loss of liberty, mental distress and anguish.
24. As a result of Defendant Officers' false arrest and unlawful detention, Plaintiff suffered further physical injuries, including temporary paralysis and trauma to his spine.
25. WHEREFORE, as a result of Defendant Officers' false arrest and unlawful detention, Plaintiff suffered emotional and physical injuries, he requests actual, punitive and compensatory damages in an amount deemed at time of trial to be just, fair, and appropriate.

Count 2 – Malicious Prosecution - 42 USC 1983 – against all Individual Defendants

26. Plaintiff reincorporates and re-alleges all previous paragraphs.
27. Defendants knowingly and maliciously caused criminal charges to be filed and prosecuted against [REDACTED]
28. There was no probable cause for the institution of criminal charges against [REDACTED]
29. The criminal proceedings were commenced and continued maliciously, for no other reason than to shift focus from the Defendants' misconduct and negligence and to attempt to place the blame on an innocent party and victim of battery. [REDACTED]

30. Defendants facilitated this malicious prosecution by creating false police reports, which included inconsistent fact patterns.
31. Defendants swore out false criminal complaints, which they knew to be false, resulting in criminal charges being brought against Plaintiff.
32. Defendants falsely testified in criminal proceedings in furtherance of [REDACTED]'s prosecution.
33. The charges against [REDACTED] were dismissed in September 2010.
34. [REDACTED] was injured, including emotional and physical damage, lost wages, loss of livelihood, legal fees, traumas, humiliation, mental distress, and anguish.
35. These actions were objectively unreasonable and were undertaken intentionally with malice, willfulness, and reckless indifference to [REDACTED] rights.
36. WHEREFORE, as a result of Defendant's malicious prosecution Plaintiff suffered emotional and physical injuries, he requests actual, punitive and compensatory damages in an amount deemed at time of trial to be just, fair, and appropriate.

Count 3 – Intentional Infliction of Emotional Distress – against all Individual Defendants

37. Plaintiff re-alleges and reincorporates all previous paragraphs.
38. The acts and conduct of Defendants, under the color of law, as set forth above were extreme and outrageous.

47. For the purposes of 42 U.S.C. § 1983, private persons acting in concert with state actors to deprive another person of his Federal Constitutional rights are liable to the injured party.

48. Defendants [REDACTED] conspired with Defendant Officers to deprive Plaintiff of his Constitutional rights.

49. Specifically, Defendants knowingly conspired to falsely, arrest, jail and prosecute [REDACTED] without justification or probable cause.

50. As a result of the concerted unlawful and malicious conspiracy of Defendants, [REDACTED] was deprived of both his liberty without due process of law, his right to equal protection of the law, and the due course of justice was impeded, in violation of the Fifth and Fourteenth Amendments of the Constitution of the United States and 42 U.S.C. §§ 1983 and 1985.

51. WHEREFORE, as a result of Defendant Officers' conspiracy, Plaintiff suffered emotional and physical injuries, he requests actual, punitive and compensatory damages in an amount deemed at time of trial to be just, fair, and appropriate.

Count 5 - Due Process Claim – against Defendants Maher, Bautista and Medina

52. Plaintiff re-alleges and reincorporates the preceding paragraphs.

53. Under 42 U.S.C. § 1983, a person who, acting under color of state law, deprives another person of his federal constitutional rights is liable to the injured party.

54. The Fourteenth Amendment to the United States Constitution, enforceable pursuant to 42 U.S.C. § 1983, provides that no state shall deprive any person of

**BUREAU OF INTERNAL AFFAIRS
Investigations Division
General Investigations Section**

**02 February 2012
Log #1050685**

TO: Commanding Officer
Investigations Division
General Investigations Section

FROM: Police Officer Christopher TALIAFERRO #14979
Investigations Division
General Investigations Section

SUBJECT: Approval of Complaint Log Investigation, **#1050685**

The attached Complaint Log Investigation has been completed and is submitted for your approval.



P. O. Christopher TALIAFERRO #14979
Investigations Division
General Investigations Section

APPROVED:



Case Management Supervisor
Investigations Division
General Investigations Section

SUMMARY REPORT DIGEST
CHICAGO POLICE DEPARTMENT

LOG NO
1050685

TYPE
INFO

DATE OF REPORT
02-FEB-2012

INSTRUCTIONS: To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, NO AFFIDAVIT, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed Five (5) DAYS SUSPENSION.

TO: DEPUTY SUPERINTENDENT, BUREAU OF PROFESSIONAL STANDARDS
ATTENTION: CHIEF, INTERNAL AFFAIRS DIVISION

| FROM - INVESTIGATOR'S NAME | RANK | STAR NO | EMPLOYEE NO | UNIT ASSIGNED | UNIT DETAILED |
|----------------------------|------|---------|-------------|---------------|---------------|
| TALIAFERRO, CHRISTOPH | 9161 | 14979 | | 121 | |

REFERENCE NOS.(LIST ALL RELATED C L , C B., I R., INVENTORY NOS , ETC., PERTINENT OF THIS INVESTIGATION)

| INCIDENT ADDRESS: | DATE / TIME: | 14-FEB-2010 17:02 | BEAT: | 1022 |
|-------------------|--------------|-------------------|-------|------|
|-------------------|--------------|-------------------|-------|------|

ACCUSED

| NAME | RANK | STAR NO | EMP NO | UNIT ASSIGNED | UNIT DETAILED | SEX/RACE | DOB | APPOINTED DATE | ON DUTY ? | SWORN ? |
|------------------|------|---------|--------|------------------|------------------|----------|-----|-------------------|--------------|------------|
| BAUTISTA, MIGUEL | 9161 | 5521 | | 010 | | M / S | | 27-AUG-2007 | YES | YES |
| MEDINA, PETER M | 9161 | 13823 | | 010 | | M / S | | 30-JUL-2001 | YES | YES |
| MAHER, RICHARD M | 9171 | 1478 | | 315 | | M / WHI | | 22-DEC-1986 | YES | YES |

REPORTING PARTY

| NAME | ADDRESS* | CITY STATE | TELEPHONE | SEX / RACE | DOB / AGE |
|------|----------|------------|-----------|------------|-----------|
| | | | | F / WHI | / |

VICTIMS

| NAME | ADDRESS* | CITY STATE | TELEPHONE | SEX / RACE | DOB / AGE |
|------|----------|------------|-----------|------------|-----------|
| | | | | M / BLK | 46 |

WITNESSES

| NAME | ADDRESS* | CITY STATE | TELEPHONE | SEX / RACE | DOB / AGE |
|------|----------|------------|-----------|------------|-----------|
| | | | | | |

* IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

ALLEGATIONS

NOTE: Complaint Log "Type" remains classified as Info - sworn affidavit NOT on file.

The Complainant, [REDACTED] alleges that on 14 February 2010, at approximately 1745 hours, at [REDACTED] the accused officers:

(1) Falsely arrested the victim [REDACTED]

SUMMARY

This complaint Log number is the result of a civil complaint [REDACTED] initiated by the victim [REDACTED] (Attachment #11).

On 06 January 2012, undersigned unsuccessfully attempted to contact the complainant, [REDACTED] regarding this investigation. The undersigned left a detailed message on [REDACTED] voice mail providing detailed information on how [REDACTED] may contact the undersigned. On 24 January 2012, after not receiving a returned call from [REDACTED] the undersigned again unsuccessfully attempted to contact [REDACTED]. The undersigned left a detailed message on [REDACTED] voicemail, requesting that [REDACTED] contact the undersigned regarding this investigation (Attachment #10). A certified letter was mailed to [REDACTED] requesting that [REDACTED] contact the undersigned and which included detailed information on how [REDACTED] can contact the undersigned (Attachment #6).

The undersigned received the Track and Confirm Report from the United States Postal Service indicating that [REDACTED] was in receipt of the certified letter (Attachment #8).

As of this reporting date, [REDACTED] has refused to cooperate in the conduct of this investigation in that [REDACTED] has failed to allow the undersigned an opportunity to interview [REDACTED] regarding [REDACTED] allegations. Furthermore, [REDACTED] has failed to sign a sworn affidavit as required by 50 ILCS 725/3.8, attesting to the truthfulness of his allegations (Attachment #3). Therefore, absent cooperation and no further objective evidence, this investigation cannot proceed and is "Closed No Conversion."

ATTACHMENTS

| INVESTIGATIVE REPORTS - SUPPORTING ALLEGATIONS LIST ATTACHMENTS NUMBER | INVESTIGATIVE REPORTS - SUPPORTING ACCUSED MEMBERS(S) LIST ATTACHMENTS NUMBER: | PHYSICAL EVIDENCE LIST ATTACHMENTS NUMBERS: | TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE. |
|--|--|---|---|
| 0 | 0 | 0 | 11 |

FINDINGS - RECOMMENDATIONS

Police Officer Miguel BAUTISTA #5521, assigned to the 010th District

Allegation #1: No Affidavit

Recommendation: No disciplinary action warranted

Police Officer Peter M. MEDINA #13823, assigned to the 010th District

Allegation #1: No Affidavit

Recommendation: No disciplinary action warranted

Sergeant Richard M. MAHER #1478, assigned to Unit 315

Allegation #1: No Affidavit

Recommendation: No disciplinary action warranted

DATE INITIATED
(Date incident was received for investigation)

20-DEC-2011

DATE COMPLETED (Date of this report)

02-FEB-2012

ELAPSED TIME
(Total time expressed in days)

44

Investigator will initiate the Command Channel Review form by completing the Investigator's Section.

INVESTIGATOR'S SIGNATURE

CLC

IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

Attachments

| No. | Type | No. of Pages | Narrative |
|-----|--|--------------|------------------------|
| 1 | FACE SHEET | | |
| 2 | CONFLICT CERTIFICATION | | |
| 3 | SWORN AFFIDAVIT FROM COMPLAINANT | 1 | No Cooperation |
| 4 | REPORT (OTHER) | 1 | CIVIL SUIT |
| 5 | ARREST REPORT | 5 | |
| 6 | ATTEMPT TO CONTACT | 2 | Certified Letter |
| 7 | ATTEMPT TO CONTACT | 1 | Certified Mail Receipt |
| 8 | U.S.P.S. (USPS) TRACKING REPORT | 1 | |
| 9 | ARREST HISTORY | 9 | |
| 10 | ATTEMPT TO CONTACT | 1 | |
| 11 | COURT DOCUMENTS (E.G., CIVIL COMPLAINTS, BOND SLIPS) | 11 | |